

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

United States of America,
Plaintiff,

v.

Dennis E. Hecker,
Defendant.

Case No. 0:10-CR-32 (01) JNE/SRN

**MEMORANDUM IN SUPPORT OF
DEFENDANT'S MOTION FOR
WRITTEN JUROR QUESTIONNAIRE**

Defendant, DENNIS E. HECKER, by and through his attorney, Brian N. Toder, submits the following in support of his Motion for Written Juror Questionnaire.

Written jury questionnaires are often used where there exists a high risk of prejudicial pretrial publicity. *E.g., United States v. Davis*, 154 F.3d 772, 784 (8th Cir. 1998); *see also* Walter F. Abbott & John Batt, Eds., *A Handbook of Jury Research* § 16.05, at 16–6 (1999) (Supplemental jury questionnaires are now routine in commercial disputes in many federal courts and in high-profile criminal trials.). The American Bar Association has long endorsed the process. A.B.A., *Principles for Juries and Jury Trials*, Principle 11.A (2005); A.B.A. *Standards for Criminal Justice Discovery and Trial by Jury*, Standard 15-2.2 (3d ed. 1996). The proposed questionnaire is necessary because of the high profile nature of the case and Mr. Hecker; because of the need to prevent embarrassment of jurors at oral voir dire;

because of the need to obtain truthful and confidential answers regarding sensitive and potentially embarrassing questions; because of the need to conserve the Court's time during oral voir dire; and to insure a fair jury selection process.

Respectfully submitted,

Dated: June 2, 2010

CHESTNUT CAMBRONNE PA

By /s/ Brian N. Toder

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